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4 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 IZAZ E KHAN,

7 Plaintiff,

8 v.

9 NORTHWEST DETENTION CENTER and  
10 IMMIGRATION CUSTOM  
ENFORCEMENT,

11 Defendants.  
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CASE NO. C09-5646 FDB

ORDER ADOPTING REPORT  
AND RECOMMENDATION  
DISMISSING ACTION AS  
FRIVOLOUS

14 The Magistrate Judge recommends that this civil rights action be dismissed as frivolous,  
15 the Plaintiff having failed to respond to the show cause order directing Plaintiff to cure the  
16 deficiencies in his complaint.

17 The Court, having reviewed Plaintiff's complaint, the Report and Recommendation of  
18 Magistrate Judge J. Richard Creatura, and the remaining record, does hereby find and ORDER:

- 19 (1) The Court adopts the Report and Recommendation;  
20 (2) Plaintiff's claims and causes of action are dismissed, and;  
21 (3) The Clerk is directed to send copies of this Order to the parties.  
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23 DATED this 3<sup>rd</sup> day of February, 2009.

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FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE